

STATE OF CALIFORNIA  
ENVIRONMENTAL PROTECTION AGENCY  
DEPARTMENT OF TOXIC SUBSTANCES CONTROL

In the Matter of:

Stericycle, Inc.  
2775 E. 26<sup>th</sup> Street  
Vernon, California 90023

Respondent.

Docket HWCA 2008 1928

CONSENT ORDER

Health and Safety Code  
Section 25187

1. INTRODUCTION

1.1. Parties. The California Department of Toxic Substances Control (Department) and Stericycle, Inc. (Respondent) enter into this Consent Order (Order) and agree as follows:

1.2. Site. Respondent is a registered hazardous waste hauler with registration number 3400. It is located at: 2775 E. 26<sup>th</sup> Street, Vernon, CA 90023 (Site).

1.3. Inspection. The Department inspected the Site on October 7, 2008, and on November 4, 2008.

1.4. Authorization Status. Respondent is a hazardous waste hauler with registration No. 3400, obtained on January 31, 2009.

1.5. Jurisdiction. Health and Safety Code section 25187, authorizes the Department to order action necessary to correct violations and to assess a penalty when the Department determines that any person has violated specified provisions of the Health and Safety Code or any permit, rule, regulation, standard, or requirement issued or adopted pursuant thereto.

1.6. Full Settlement. This Order shall constitute full settlement of the violation alleged below. The Parties, and each of them, agree that this Order, and all of the terms contained herein, are fair, reasonable, and in the public interest. By agreeing to this Order, the Department does not waive any right to take other enforcement actions except as specifically provided in this Order.

- 1.7. Hearing. Respondent waives any and all rights to a hearing in this matter.
- 1.8. Admissions. Respondent admits the violations as alleged in Section 2 below.

## 2. VIOLATION ALLEGED

2.1. The Department alleges the following violation: Respondent violated Health and Safety Code section 25189.2, subdivision (a) in that between on or about July 1, 2008, and September 30, 2008, Respondent made false representations on a number of manifests. To Wit: Respondent used the name and EPA identification number of Anatomical Services, Inc., a company it purchased the assets of, on manifests.

## 3. SCHEDULE FOR COMPLIANCE

- 3.1.1. Respondent has corrected the violations set forth above.
- 3.2. Respondent shall make all payments at the time(s) and in accord with any other conditions set forth in Section 5 (Penalty) below.

## 4. OTHER PROVISIONS

4.1. Liability. Nothing in this Order shall constitute or be construed as a satisfaction or release from liability for any conditions or claims arising as a result of past, current, or future operations of Respondent, except as provided in this Order. Notwithstanding compliance with the terms of this Order, Respondent may be required to take such further actions as are necessary to protect public health or welfare or the environment.

4.2. Penalties for Noncompliance. Failure to comply with the terms of this Order may subject Respondent to costs, penalties and/or damages, as provided by Health and Safety Code, section 25188, and other applicable provisions of law.

4.3. Parties Bound. This Order shall apply to and be binding upon Respondent and its officers, directors, agents, employees, contractors, consultants, receivers, trustees, successors, and assignees, including but not limited to individuals, partners, and subsidiary and parent corporations, and upon the Department and any successor

agency that may have responsibility for and jurisdiction over the subject matter of this Order.

4.8. Integration. This agreement constitutes the entire agreement between the parties and may not be amended, supplemented, or modified, except as provided in this Order.

## 5. PENALTY

5.1. Respondent shall pay the Department the total sum of \$9,000.

5.2. Payment of the total sum specified in paragraph 5.1 is due within 30 days from the effective date of this Order.

Respondent hereby agrees to send one employee to the California Compliance School, Modules I-IV. Attendance must be completed and Respondent must submit a Certificate of Satisfactory Completion issued by the California Compliance School to the Department of Toxic Substance control within 185 days of the date of this order. In recognition of this educational investment, the penalty imposed by this Order has been reduced by \$4,000.00 if the employee satisfactorily completes the specified school and the Department receives the Certificates of Satisfactory Completion within 185 days of the effective date of this Order. If the Respondent fails to submit the certificates as required, the penalty of \$5,000.00 is due and payable within 30 days after the 185-day period expires. The 185 day period may be extended by a Department Branch Chief upon request demonstrating good cause from Respondent.

5.3. Respondent's check(s) shall be made payable to Department of Toxic Substances Control, shall identify the Respondent and Docket Number, as shown in the caption of this case, and shall be delivered together with the attached Payment Voucher to:

Department of Toxic Substances Control  
Accounting Office  
1001 I Street, 21st floor  
P. O. Box 806  
Sacramento, California 95812-0806

A photocopy of the check(s) shall be sent to:

Jose Lara  
Supervising Criminal Investigator II  
1515 Tollhouse Road  
Clovis, California 92611-0522

and

James J. Grace, Esq.  
Office of Legal Counsel  
Department of Toxic Substances Control  
8800 Cal Center Drive  
Sacramento, California 95826-3200

5.4. If Respondent fails to make payment as provided above, Respondent agrees to pay interest at the rate established pursuant to Health and Safety Code, section 25360.1, and to pay all costs incurred by the Department in pursuing collection including attorney's fees.

#### 6. EFFECTIVE DATE

6.1. The effective date of this Order is the date it is signed by the Department.

Dated: 3/09/09

Original signed by David W. Jackson  
Facility Manager, Stericycle, Inc.  
Respondent

Dated: 3/17/09

Original signed by Jose Lara  
Jose Lara  
Supervising Criminal Investigator II  
Department of Toxic Substances Control